VIRGINIA BOARD OF NURSING SPECIAL CONFERENCE COMMITTEE April 12, 2011

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was

convened at 9:10 A.M., on April 12, 2011 in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: John M. Horn, L.P.N. Chairperson

Louise Hartz, Citizen Member

Lucia Kaestner, C.M.T. Advisory Board Member

STAFF PRESENT: Brenda Krohn, R.N., M.S., Deputy Executive Director

Latasha Austin, Administrative Assistant

OTHERS PRESENT: James Rutkowski, Adjudication Specialist

CONFERENCES

SCHEDULED: Monee Pierre, C.M.T. Applicant

Ms. Mason appeared, accompanied by attorney, Del M. Mauhrine Brown.

CLOSED MEETING: Ms. Hartz moved that the Special Conference Committee of the Board of Nursing

convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:22 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Pierre. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its

deliberations.

The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 9:30 A.M.

Ms. Kaestner moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the

motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

ACTION: Ms. Hartz moved to issue an order to approve Monee Pierre's application for

certification as massage therapist in Virginia and issue an unrestricted certificate.

Further, Ms. Hartz moved to issue an order of reprimand to Monee Pierre.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Pierre unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Pierre within such time. If service of the order is made by mail, three

additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Young Jo Truman, C.M.T. 0019-008375

Ms. Truman appeared. Gregory Y. Lee, attorney, appeared and withdrew his representation of Ms. Truman and left the proceeding.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Truman. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 9:58 A.M.

Ms. Kaestner moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue Young Jo Truman a consent order for revocation of her certificate to practice as a massage therapist.

The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Truman and the Board.

CONFERENCES SCHEDULED:

Lamar Williams, C.M.T. 0019-005284

Mr. Williams did not appear.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:07 A.M. for the purpose of deliberation to reach a decision in the matter of Mr. Williams. Additionally, Ms. Hartz moved that Ms. Krohn, Ms. Austin and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:11 A.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of

Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to offer Lamar Williams a consent order for revocation on his certificate to practice as a massage therapist. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Mr. Williams and the Board.

Ms. Kaestner and Ms. Austin left the meeting.

CONFERENCES SCHEDULED:

Cinda Ruff, C.N.A. 1401-045482; R.M.A. 0031-004109 Ms. Ruff appeared, accompanied by her aunt, Alda Bower.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 11:05 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Ruff. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 11:23 A.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue an order of reprimand to Cinda Ruff with a finding of abuse

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Ruff unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Ruff within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Joseph Drake, C.N.A. 1401-141311; R.M.A. Applicant

Mr. Drake appeared.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:23 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Drake. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 12:34 P.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue an order of reprimand to Joseph Drake with a finding of abuse. Further Ms. Hartz moved to issue and order to deny Mr. Drake's application to take the medication aide exam for registration as a medication aide in Virginia. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Drake unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Drake within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Carl Whitlock, R.N. Reinstatement Applicant 0001-167764

Mr. Whitlock appeared.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:46 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Whitlock. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:15 P.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue an order to reinstate the license of Carl Whitlock to practice as a professional nurse and place him on probation for one year of employment as a professional nurse. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Whitlock unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Whitlock within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Nicole Dike, L.P.N. Reinstatement Applicant 0002-069811

Ms. Dike appeared, accompanied by two friends.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:26 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Dike. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:32 P.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened. The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue an order to reinstate the license of Nicole Dike to practice as a practical nurse contingent upon Ms. Dike remaining in compliance with the terms of the monitoring contract with the Health Practitioners Monitoring Program. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Dike unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Dike within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Evondale Hardy, L.P.N. Applicant; C.N.A. 1401-107776

Ms. Hardy appeared, accompanied by three sons and two friends.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:50 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hardy. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session a 3:00 P.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue an order to approve Evondale Hardy's application to take the NCLEX-PN examination and issue an unrestricted license upon successful completion of the exam. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Hardy unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Hardy within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Deneen Edmonds, C.N.A. 1401-079743

Ms. Edmonds appeared.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:14 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Edmonds. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:26 P.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue an order to place Deneen Edmonds on probation for two years of employment as a certified nurse aide. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Edmonds unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Edmonds within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES SCHEDULED:

Dhandai Ramsoondar, C.N.A. 1401-103520

Ms. Ramsoondar appeared.

CLOSED MEETING:

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:45 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Ramsoondar. Additionally, Ms. Hartz moved that Ms. Krohn and Mr. Rutkowski attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:55 P.M.

Ms. Hartz moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Hartz moved to issue an order of reprimand to Dhandai Ramsoondar. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Ramsoondar unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Ramsoondar within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 4:00 P.M.

Brenda Krohn, R.N., M.S. Deputy Executive Director